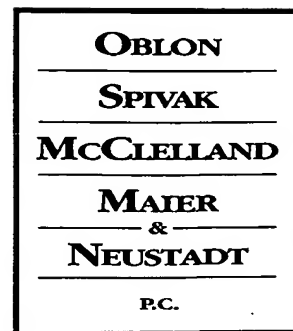




RECEIVED  
OCT 31 2003  
TC 1700

Docket No.: 217761US0S CIP

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/026,816  
Applicants: Masahiro SEKINO, et al.  
Filing Date: December 27, 2001  
For: NONAQUEOUS ELECTROLYTE AND  
NONAQUEOUS ELECTROLYTE SECONDARY  
BATTERY  
Group Art Unit: 1745  
Examiner: Chaney, Carol Diane

SIR:

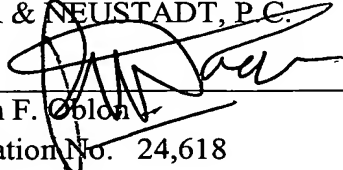
Attached hereto for filing are the following papers:

**Response to Requirement for Restriction and Election of Species**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

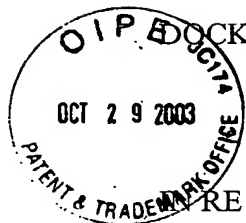
  
Norman F. Oblon  
Registration No. 24,618

Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)

Rohitha M. Jayasuriya  
Registration No. 50,385



RECEIVED  
OCT 31 2003  
TC 1700

#9  
11.5.32

DOCKET NO: 217761US0S CIP

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

RE APPLICATION OF :  
MASAHIRO SEKINO, ET AL. : EXAMINER: CHANEY, CAROL DIANE  
SERIAL NO: 10/026,816 :  
FILED: DECEMBER 27, 2001 : GROUP ART UNIT: 1745  
FOR: NONAQUEOUS ELECTROLYTE :  
AND NONAQUEOUS ELECTROLYTE  
SECONDARY BATTERY

RESPONSE TO REQUIREMENT FOR RESTRICTION AND ELECTION OF SPECIES

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the Official Action dated September 29, 2003, Applicants elect, with traverse, Group I, Claims 1 and 4-32, drawn to electrolytes and batteries having specific components as an organic solvent. In addition, Applicants elect, with traverse, Species (vii), vinyl ethylene carbonate, for further prosecution. Claims 1, 4-7, 9-28, 31-32 read on the elected species.

Remarks/Arguments begin on page 2 of this paper.